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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/821,275

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Woon Kok Tan

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04/14/2006

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EXAMINER

MISIASZEK, MICHAEL

ART UNIT

PAPER NUMBER

3625

DATE MAILED: 04/14/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)	
	10/821,275	TAN ET AL.	
	Examiner	Art Unit	
	Michael Misiaszek	3625	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 09 April 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. ____. |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date ____. | 6) <input type="checkbox"/> Other: ____. |

DETAILED ACTION

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

1. Claims 1-15, 17-20 are rejected under 35 U.S.C. 102(e) as being anticipated by Waddington et al. (US 20020010661 A1, hereinafter Waddington).

Regarding Claims 1-4

Waddington discloses a method of creating invoices for goods or services supplied to a buyer from a supplier, comprising:

- receiving the goods or services at the buyer, the receipt of the goods or services evidenced by a receipt document (at least paragraph [0011]: item delivery and receipt record)
- the buyer generating invoices based on the receipt document and providing the generated invoices to the supplier (at least paragraph [0011]: buyer verifies contents using shipping record and item lists)

Art Unit: 3625

- wherein the receipt document reflects actual goods or services received by the buyer (at least paragraph [0011]: receipt record includes shipping unit and discrepancies)
- wherein the buyer pulls the goods or services from the supplier (at least paragraph [0010]: customer obtains items from retail store through distribution center)
- wherein a third party logistics warehouse system is interposed between the supplier and the buyer, such that the third party logistics warehouse system receives the goods or services from the supplier and makes the goods or services available to the buyer (at least paragraph [0010]: distribution center)

Regarding Claims 5-9

Waddington further discloses:

- wherein the buyer pulls the goods or services from the third party logistics warehouse system (at least paragraph [0010]: customer obtains items from retail store through distribution center)
- checking the generated invoices and determining whether the generated invoices are approved prior to providing the generated invoices to the supplier (at least paragraph [0011]: obtaining customer signature)
- the buyer generating reports based on the generated invoices, the reports containing logistical data (at least paragraph [0011]: creating list of discrepancies)

Art Unit: 3625

- a plurality of suppliers that supply the goods or services to the buyer, the plurality of suppliers being identifiable by the buyer such that a particular supplier supplying particular goods or services is identified by the buyer upon receipt of the goods or services (at least figures 1 and 3: plurality of retail stores and retail store identifier on shipping label)
- determining whether goods are returned to the supplier, and generating a debit memo if goods have been returned to the supplier (at least paragraph [0010]: returns record)

Regarding Claims 10-15

Waddington discloses a computer readable media bearing instructions that cause a computer at a buyer to:

- determine at the buyer that goods have actually been received at the buyer (at least paragraph [0011]: electronically verifying delivery contents)
- create an invoice at the buyer based on the determination that goods have actually been received at the buyer (at least paragraph [0011]: electronically creating receipt and shipping records)
- wherein the instructions further cause the computer to generate an invoice report and forward the invoice report to a vendor (at least paragraph [0123]: records sent to retailer)
- wherein the determination at the buyer that goods have actually been received includes inputting a receipt traveler upon verification of goods

Art Unit: 3625

received at the buyer (at least paragraph [0011]: receipt record and signature confirmation from buyer)

- wherein the instructions further cause the computer to create a purchase order for goods (at least paragraph [0077]: order for items generated)
- wherein the instructions further cause the computer to forward the invoice to an invoice approval process prior to generating an invoice report (at least paragraph [0011]: customer signature)
- wherein the instructions further cause the computer to generate a debit memo when goods are returned to a vendor (at least paragraph [0010]: return records created)

Regarding Claims 17-20

Waddington discloses an invoicing system for goods and services, comprising:

- a computer system (at least figure 4)
- means for creating invoices from the computer system at a buyer based on goods or services actually received at the buyer (at least paragraph [0011]: electronically creating receipt and shipping records)
- wherein the means for creating invoices includes means for creating the invoices based on receipt documents that document the actual receipt of the goods or services at the buyer (at least paragraph [0011]: electronically creating receipt and shipping records)

Art Unit: 3625

- means for providing an invoice report to a vendor based on the invoices created at the buyer (at least paragraph [0123]: delivery reports sent to retailer)
- means for generating a debit memo to the vendor when goods are returned to the vendor (at least paragraph [0010]: receipt reports generated)

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claim 16 is rejected under 35 U.S.C. 103(a) as being unpatentable over Waddington in view of Shore (US 20030149662 A1).

Waddington discloses the claimed invention except for:

- the instructions further cause the computer to forward the invoice report to the vendor by electronic mail.

Shore teaches that it is known to include forwarding an invoice by electronic mail (at least paragraph [0199]) in a similar environment. It would have been obvious to one of ordinary skill in the art at the time the invention was made to have modified the invoicing method and system, as taught by Waddington, with the invoice forwarding by electronic mail, as taught by Shore, since such a

Art Unit: 3625

modification would have provided a mobile, user-friendly purchasing means for electronic transactions (at least paragraph [0004] of Shore).

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael Misiaszek whose telephone number is (571) 272-6961. The examiner can normally be reached on 8:00 AM - 4:30 PM, Monday through Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mark Fadok can be reached on (571) 272-6755. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Michael A. Misiaszek
Patent Examiner
4/11/2006